

reason to dedicate this month to the cause of domestic violence is to focus attention on the fact that current programs and facilities are not adequate to help all victims. Nation-wide, two-thirds of the women who seek help at women's shelters are turned away because of a lack of space. Programs that aid victims of domestic violence must be expanded so that all citizens have the opportunity to obtain the services they need to live abuse-free lives. We must not turn away from victims seeking assistance to build better futures safe from abuse.

So far in 1995, 21 children and 9 women have died in incidents of domestic violence in Minnesota. By heightening awareness of domestic violence in communities across the Nation, we can step up efforts to ensure that all Americans live free from incidents of domestic violence.

#### FORTIETH ANNIVERSARY OF SYMME, MAINI & MCKEE

HON. JOSEPH P. KENNEDY II  
OF MASSACHUSETTS

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, October 24, 1995*

Mr. KENNEDY of Massachusetts. Mr. Speaker, I rise today to commemorate the 40th anniversary of Symmes, Maini & McKee Associates [SMMA], a multidisciplinary architectural, engineering, and strategic planning resources firm, of Cambridge, MA. During its 40 years of operation, SMMA has designed many facilities for industrial, commercial, and institutional uses, and has distinguished itself by providing a high level of creative design and responsive service. I would like to express my warmest congratulations to everyone at SMMA, who have worked so hard over the years to make the company so successful in recognition of their long standing commitment to excellence.

#### TRIBUTE TO THE LATE MR. IRV LEWIN

HON. PETER J. VISCLOSKY  
OF INDIANA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, October 24, 1995*

Mr. VISCLOSKY. Mr. Speaker, it is my great honor to rise today to pay tribute to the late Mr. Irv Lewin. On October 27, 1995, the Salvation Army-East Chicago Corps is dedicating the Irv Lewin Fellowship Hall.

Irv served as a board member for the Salvation Army-East Chicago Corps for over 35 years. During a portion of this period, he served as chairman of the board. What is to be dedicated as the Irv Lewin Fellowship Hall is an area for the feeding program sponsored by the Salvation Army. According to the Salvation Army-East Chicago Corps: "Irv gave untiring support to the Salvation Army through unparalleled service and commitment."

Irv, who passed away earlier this year, was a resident of East Chicago for many years. He also resided in Hammond and Highland for a portion of his life. Irv was a graduate of McKinley Grade School and Roosevelt High School, both of East Chicago. Irv then graduated from Indiana University, where he played the clarinet with the Indiana University marching band.

After graduating from college, he served with the U.S. Army in World War II, and, later, became a co-owner of Lewin's Clothing Store in East Chicago with his brother, Ken. In addition, Irv was an educator at Indiana University Northwest in Gary, as well as Calumet College of St. Joseph. However, Irv is probably most well known for his 35 years as a radio commentator for WJOB Radio Center in Hammond. During his career at WJOB, he helped organizations by fulfilling requests from community, nonprofit agencies.

Irv was not only committed to the goals and success of the Salvation Army, but the community as a whole. Irv was a past exalted ruler for the Elks Lodge #981, as well as chairman of the Lake County Polio Foundation and the United Jewish Appeal. Moreover, Irv served as past president for the East Chicago Chamber of Commerce, East Chicago Community Chest, East Chicago Lions Club, East Chicago Board of Education, and the Calumet College of St. Joseph. Irv was a board member of the 1st Bank of Whiting, Katherine House of East Chicago, the American Legion Post #369, and B'nai B'rith. For 13 years, Irv served as the commissioner of higher education for the State of Indiana.

All this dedication proved to be successful as Irv earned the Man of the Year Award from St. Joseph College, a Sagamore of the Wabash from former Governor Orr, and a place in the East Chicago Hall of Fame.

Irv Lewin is survived by his children, Paul and Stuart Lewin, Rosemarie Broach, Carol Bogushi, and Judi Bach, as well as many grandchildren. He rightfully deserves the great honor of having the Irv Lewin Fellowship Hall dedicated to his memory by the Salvation Army-East Chicago Corps. Indiana's First Congressional District has surely benefited from Irv's dedication and commitment to improve the quality of life for all residents of northwest Indiana. Mr. Speaker, I ask you and my other colleagues to join me in commemorating the memory of this great man.

#### THE PHILANTHROPY PROTECTION ACT OF 1995

HON. JACK FIELDS  
OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, October 24, 1995*

Mr. FIELDS of Texas. Mr. Speaker, the funding of hospitals, universities, scholarships, churches, and other organizations that help the needy are under attack. A Federal lawsuit filed in Wichita Falls, TX, is threatening the funding of thousands of these institutions, based, in part, on a misguided argument that the charitable donation programs that they maintain violate the Federal securities laws.

The charitable donation programs that are under attack are maintained by organizations like the Red Cross, the Salvation Army, the Boy Scouts, the Southern Baptist Foundation, and universities all across the country—including my alma mater, Baylor University. These programs have been operated since the 1830's, when the American Bible Society entered into the first planned giving arrangement. They have been a keystone of charitable giving in this country.

Charitable gift annuities and charitable trusts make it possible for donors to make a gift to

a charity—while receiving some of the investment income produced by that gift. The purpose of these programs is simple: they provide a flexible way to help people help others. The people who donate to charities through charitable giving programs such as these are helping to feed an clothe the less fortunate, vaccinate children, care for the sick, and provide education for those who could not otherwise afford it. Every citizen in this country is better off for the hard work of these organizations.

Imagine the Oklahoma bombing tragedy without the American Red Cross. Imagine your own local church or your alma mater closing its doors in financial ruin. It sounds unthinkable, but these are very real possibilities.

The lawsuit in Texas alleges that the charitable trust program operated by the Lutheran Foundation violates the Federal securities laws. This is a flagrant misapplication of the law. The plaintiff in that suit is seeking to have that gift revoked. The plaintiff in the suit is not the donor who gave the donation—rather, she is an heir of the donor. Guess where that money will go if it is revoked—right to the plaintiff—and her lawyer.

Other plaintiff's lawyers are looking at this suit as a huge business opportunity. The judge has been asked to make the suit a class action—which would pave the way for copycat suits against every charitable organization in the country that operates a charitable annuity or charitable trust donation program.

Some organizations have already stopped accepting gifts through their charitable donation pools for fear a class action will send that money right back out the door—into the pockets of plaintiffs and their lawyers.

This abuse of our legal system must be stopped. And today I, together with Chairman BLILEY, am introducing a bill to do exactly that—and make sure that charities and universities and religious organizations will not be vulnerable to further attack.

The Philanthropy Protection Act of 1995 will amend the Federal securities laws to clarify that the provisions of those laws are meant to apply to investment in our capital markets, not to gift-giving. A person seeking to get the best possible return on this investment will go to a brokerage house—not to church.

This legislation is another step forward in our efforts to rid our legal system of needless, expensive, and harmful abuses. The people who give to churches, schools, hospitals, and other worthy causes should not be foiled in their generous efforts to help. At the same time, they should be protected against fraud—and this legislation does exactly that. It does not exempt charities or those who seek donations to charities from the anti-fraud protections of the Federal securities laws.

This summer Senator KAY BAILEY HUTCHISON and Senator CHRIS DODD introduced similar legislation to protect our country's charitable organizations. Governor Bush, of Texas, signed into law a provision that was passed unanimously by both houses of the Texas legislature to accomplish the same goal. And today, Chairman HENRY HYDE, of the House Judiciary Committee, has introduced a bill to prevent the misapplication of the Federal antitrust laws to these charitable efforts.

In this good company, I hope my colleagues in the House will join Chairman BLILEY and me in this important bipartisan effort to protect

charitable giving in the United States. Those of us who believe in and support the work of charitable organizations located in my home State of Texas and throughout our country have an obligation to do what we can to help—not hinder—their efforts.

#### TRIBUTE TO PRESIDENT ARISTIDE

HON. EARL F. HILLIARD

OF ALABAMA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, October 24, 1995*

Mr. HILLIARD. Mr. Speaker, I want to congratulate President Aristide and the people of Haiti on the first anniversary of the restoration of democracy to Haiti. I believe that the role of the United States in the restoration of democracy to Haiti represents a high point in the United States foreign policy with respect to the Caribbean and Africa.

Further, I wish to commend President Aristide on his promise to adhere strictly to the Haitian Constitution by leaving office in 1996. He has put himself above politics by not supporting efforts to ignore or amend the Constitution to enable himself to run again for the Presidency. Rather, he has put in the apparatus, so that his successor can continue the democratic process he has begun.

During the last year, President Aristide has worked relentlessly to move his country forward by reviving organizations destroyed during the years of corrupt military rule—organizations which are essential to the survival of democracy. In addition, President Aristide has made marked improvements in human rights.

As an enthusiastic supporter of democracy in Haiti, I wish the Haitian people continued success in their struggle to create a democracy that will withstand any efforts of individuals with aspirations to return Haiti to a totalitarian government. My Haitian friends, do not let anyone turn you around. Best wishes to you for a long, democratic life.

#### 75TH ANNIVERSARY OF OUR MOTHER OF SORROWS

HON. JOHN P. MURTHA

OF PENNSYLVANIA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, October 24, 1995*

Mr. MURTHA. Mr. Speaker, often in the course of our hectic, day-to-day lives we fail to remember the significance and importance of the activities and institutions that mean the most to us and our communities. One way in which we make up for this is in our celebration of anniversaries—the anniversary of our Nation's independence, the anniversary of important personal events, or the anniversary of the things that bind a community together. One important community institution in the Johnstown, PA area is Our Mothers of Sorrows Parish, which will be celebrating its 75th anniversary with a special Mass and dinner on October 29, 1995.

The community will be celebrating the founding of the Parish on November 3, 1920, by the Most Reverend John J. McCort. In its 75-year history of serving the people of Johnstown the parish has had only three Pastors—Rev. Msgr. Stephen A. Ward, Rev. Msgr.

Linford F. Greinader, and the current Pastor, Rev. Msgr. Thomas K. Mabon, who is a native of Johnstown and was assigned to Our Mother of Sorrows Parish in 1993.

I'd like to join all the people of Johnstown in extending congratulations and best wishes to all the parishioners of Our Mother of Sorrows Parish as they celebrate their 75th anniversary. We've certainly experienced many ups and downs in the past 75 years in Johnstown, but it has been our faith and the guidance offered us by the stabilizing influences in our community that enable us to continue to look forward. I'm certain that Our Mother of Sorrows Parish will continue to be an important part of the lives of many of the people of Johnstown, and I wish you another wonderful 75 years and more as a Johnstown institution.

#### HONORING THE FLORIN JAPANESE-AMERICAN CITIZENS LEAGUE

HON. ROBERT T. MATSUI

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, October 24, 1995*

Mr. MATSUI. Mr. Speaker, I am honored to rise today to bring to my colleagues' attention the work of a distinguished public service organization, the Florin Japanese-American Citizens League [JACL]. On November 4, 1995, the Sacramento community will gather to honor this organization and celebrate its 60th anniversary.

The Florin JACL was formally organized in 1935 as one of the original 115 chapters nationwide. A volunteer nonprofit and educational organization, the Florin JACL has dedicated the past six decades to upholding the human and civil rights of Japanese-Americans and all Americans.

In their early years, the Florin JACL operated with dignity under the cloud of World War II. Though parents and relatives were confined in isolated relocation centers, 45 young Nikkei Florin soldiers fought a 2-front war: 1 against the enemy and 1 against national prejudice. After the war, the Florin JACL played an instrumental role in the resettlement of internees after the camps closed.

During the post-war era, after the passage of the landmark 1952 Walter-McCarran Act, the Florin JACL mounted a successful campaign which promoted and assisted Issei to become naturalized citizens, a privilege heretofore denied to them and others of Asian ancestry.

In more recent times, the Florin JACL has directed its efforts to social and educational service. In 1962, the Florin JACL Scholarships were initiated and for the past 23 years have provided students with the financial and moral support needed to pursue higher education. Always evolving to meet the needs of today's society, the Florin JACL now boasts such successful programs as an Annual Women's Day Forum and the Healthy Family Traditions project.

In addition to these interests, the Florin JACL has worked tirelessly to preserve the rich history of Japanese-Americans. For the past 12 years, the organization has sponsored Time of Remembrance programs featuring significant speakers, teachers, workshops, children's sessions, and Nikkei VFW participation

via lectures, exhibits, video, dissemination of informational materials, and question-and-answer sessions relating to the Japanese-Americans and World War II.

One of the most ambitious and exciting new projects in Sacramento is the establishment of the Japanese-American Archival Collection. Started by the Florin JACL's donation of the Mary Tsukamoto collection, the project has grown dramatically and serves as assurance that Japanese-American history will be preserved with tangible proof for future generations.

The Florin JACL is most deserving of our thanks and praise for their efforts and compassion for all people in the Sacramento region. I know my colleagues will join me in wishing the Florin chapter of the Japanese-American Citizens League many years of continued success.

#### REMEMBERING AMERICA'S VETERANS

HON. BILL BAKER

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, October 24, 1995*

Mr. BAKER of California. Mr. Speaker, as we prepare to honor the sacrifices of America's veterans on November 11, I want to draw the attention of my colleagues to the words of a poem sent me by one of my constituents, Peter Whitney of Walnut Creek, CA.

John DiRusso served with Peter in the Second World War. They were among the tens of thousands of young Americans who, in the words of the late journalist Theodore H. White, "saved the world." The words of this poem remind us of the heroism that was so common it came to be taken for granted. Yet we should never take for granted what so many brave men and women did to preserve our liberty.

It is a pleasure for me to include John DiRusso's poem, "Please Remember Me," in the CONGRESSIONAL RECORD. We do remember America's veterans. To forget them would be to ignore our very freedom, something we must never do as long as our Republic lasts.

PLEASE REMEMBER ME

(By John DiRusso)

Remember me, America, for I was once your son

I fought and died at Valley Forge with General Washington.

I was there at Gettysburg on that tragic, tragic day

When brother fought against brother—the blue against the gray.

I rode with Teddy Roosevelt on the charge up San Juan Hill

Some came back to fight again—but I just lie there still.

I went to France with A.E.F. to bring the peace to you

I was twenty-one and full of fun—I never saw twenty-two.

I'm still here at Pearl Harbor since that December seventh day of infamy

Lying silently with my shipmates on the U.S.S. Arizona at the bottom of the sea.

D-Day June 6TH 1994, we hit the beaches of Normandy

And we fought uphill every inch of the way  
We routed the Germans and hurled them back but what a terrible price we had to pay.